

In the matter of the estate of David Hard, deceased.

This day having been assigned for hearing the petitions of Willis C. Hard, Franklin B. Hard, & Geo. N. Root, praying amongst other things for the Probate of the instrument heretofore filed in this Court, purporting to be the last will and testament of said deceased, Read comes the said Petitioners.

And it appearing to the Court by due proof on file, that a copy of the order of this Court, touching the hearing of said petition, made on the 28th day of June last past, has been duly published as therein directed whereby all persons interested in the premises, were duly notified of said hearing.

Whereupon, James H. McDonald, and Charles H. Latham, the subscribing witnesses to said instrument appeared in Court, and made oath that they saw the said David Hard at Detroit in the County of Wayne Signs, Seal and heard him publish, and declare the said instrument to be his last will and testament, and that James H. McDonald and Charles H. Latham, the subscribing witnesses, at the same time, attested the same, and subscribed their names as witnesses thereto, in the premises of each other, and of the said testator and at his request, and he was then according to the disavowment of said witnesses of same mind.

And it further appearing that said David Hard last died and had his residence in, and was an inhabitant of West Bloomfield in said County, and there died.

And the evidence touching the premises being maturely considered, and it satisfactorily appearing to this Court that said instrument is duly proved, and ought to be allowed as the last will and testament of said deceased.

It is therefore ordered, adjudged and decreed by this Court, that said instrument be approved, allowed, established and have full force and effect, as the last will and testament of said deceased; and that the same be recorded as required by law.

And it is further ordered, that the execution of said will be committed, and the

administration of the estate of said deceased be granted to said Willis C. Hard, Franklin B. Hard, & Geo. N. Root, the executors in said will named, who are ordered to give bond in the penal sum of Three Hundred Thousand Dollars, with sufficient sureties, as required by the Statute in such cases made and provided; and upon the same being duly approved and filed, that Letters Testamentary do issue in the premises.

Thomas L. Patterson
Judge of Probate

State of Michigan } Probate Court for said County
County of Oakland

Be it remembered that the annexed instrument, being the last will and testament of David Hard late of West Bloomfield in said County, deceased, was duly proved, approved and allowed, and ordered to be recorded, as more fully appears by the decree of said Court, of which the foregoing is a true, full and correct copy.

In witness whereof, I have hereunto set my hand and affixed the seal of said Probate Court at Pontiac, in said County, this 28th day of June, in the year one thousand nine hundred.

Thomas L. Patterson
Judge of Probate

State of Michigan } Probate Court for said County
County of Oakland

In the matter of the estate of David Hard, deceased,

Ross Stockwell Clerk of the Probate Court for said County, do hereby certify that I have compared the foregoing copy of will and order admitting will to probate and Certificate in said estate, with the original record thereof, now remaining in this office and have found the same to be a correct transcript thereof, and of the whole of such original record.

In testimony whereof, I have hereunto set my hand and affixed the seal of the Probate Court at Pontiac this 14th day of June A.D. 1905.

Seal of Probate Court
Oakland Co Mich.

Ross Stockwell
Clerk of Probate Court.

State of Michigan } Probate Court for said County
County of Oakland }

I Joseph S. Stockwell, Presiding
Judge of the Probate Court aforesaid, do hereby
Certify that the foregoing exemplification of
record is authenticated in due form.
In testimony whereof, I have hereunto set my
hand and affixed the Seal of the Probate Court
at Pontiac

This 14th day of June A.D. 1905

Seal of Probate Court
Oakland Co. Mich.

Joseph S. Stockwell
Judge of Probate

Last Will & Testament

of Benjamin Horn, dec'd.

Probated July Term, 1905

Knowing that it is ap-
pointed for all men to die and being of sound
in the Christian religion and whilst in sound
health and of sound and disposing mind,
Benjamin Horn has decided and desired
to make and publish this my last will and
testament to settle and make final the disposition
of all of estate both real and personal, revolving
and making void all other wills by me made
heretofore.

1st I direct that my funeral expenses
and all my lawful debts to be paid with all
convenient speed out of any money that I may
die possessed of or that may first come into the
hands of my executor I also direct that all ex-
penses and costs incident to the administration
of my estate shall be paid. I owned the money
on hand at the time of my death, and that col-
lected by my executor on debts due me, not be
sufficient to settle the matters then they shall
be paid out of the first money that may come
into the hands of my executor from whatever
source.

2nd I direct the executor of my estate that
after my death as soon as convenient my execu-
tor shall sell in such manner and on such terms
as he shall deem best and most advantageous
all my personal property of every kind and

description, and further I will and direct my
executor to collect from Martin Henry Roller, John
L. Roller, Emma P. Rogers and Sarah H. M. Moody,
the amount or sum of \$425.00 equally from each
one, to make the above described amount, and a lien
is retained on the land which I have made to
them deeds and said lien is so expressed in the
Deeds of Conveyance.

3rd I further will and direct my executor pay
unto my daughter Mary Ann Holt the sum or amount
of \$600.00 Six hundred & no/one hundred dollars if being
the remaining part of my estate that I have given
her.

4th I further will and direct that my executor
collect of my estate and pay over to my daughter
Annanda Olisher the sum or amount of \$800.00
eight hundred dollars if being the remaining part
of my estate as I have already given her before
15th I will, and direct that my executor collect
from the heirs of Simon H. Horn my Benjamin
H. Horn Ida M. Horn James Horn and Noah E.
Horn the sum or amount of \$200.00 two hundred
dollars all equal so as to make the above amount
which they are to use as purchase money on real
estate if being my old homestead.

6th I will and direct my executor if there be
an overplus after my estate is so disposed
of according to my will to pay said overplus
over to Mary A. Holt and Sarah V. Good equally
between them.

7th It is my earnest desire and wish
that there shall be no litigation over my last
will and testament, or in any way growing
out of the same; and I therefore will and
direct that I should any one of the heirs
or legatus herein named, at any time after
my death seek to break my will or in any
way prevent it from being fully carried out,
then and in that event such legatus or devisee
shall forfeit all his or her devise or bequest
herein contained, except sum of \$5.00 which I
direct my executor to pay such a one, and all
forfeited claims are to be distributed among
those that abide by my will equally.

8th I do hereby nominate and appoint C. A. Brown
and J. D. Wolford as my executors.